



FAIR POLITICAL PRACTICES COMMISSION

128 J Street • Suite 620 • Sacramento, CA 95814-2329

(916) 322-5600 • Fax (916) 322-0886

June 15, 2010

✓ Mr. Craig DeLuz
DeLuz for Assembly 2010

REDACTED

Warning Letter Re: FPPC No. 10/511, Craig DeLuz; DeLuz for Assembly 2010

Dear Mr. DeLuz:

The Fair Political Practices Commission (the "FPPC") enforces the provisions of the Political Reform Act (the "Act"),¹ found in Government Code section 81000, et seq. This letter is in response to a complaint filed against you that alleged you failed to file campaign disclosure statements in connection with the June 8, 2010 election.

The FPPC has completed its investigation of the facts in this case. The FPPC found that you and your committee failed to timely file a semi-annual statement for the period ending 2009 by the February 1, 2010 deadline. This statement was not filed until March 10, 2010. In addition, you and your committee failed to timely file a pre-election campaign statement for the period covering January 1, 2010, through March 17, 2010, by the March 22, 2010 deadline. This statement was not filed until May 18, 2010. Because both statements were filed prior to the election, and you have filed the 2nd pre-election statement timely, we are closing this matter with a warning letter.

The Act requires that candidates and their committees file campaign statements at periodic intervals. Specifically, the Act provides that elected officers, candidates, and committees shall file pre-election and semi-annual statements. (Sections 84200 and 84200.5.)

¹ The Political Reform Act is contained in Government Code sections 81000 through 81014. All statutory references are to the Government Code, unless otherwise indicated. The regulations of the Fair Political Practices Commission are contained in sections 18110 through 18197 of Title 2 of the California Code of Regulations. All regulatory references are to Title 2, Division 6 of the California Code of Regulations, unless otherwise indicated.

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Your actions violated the Act because you failed to timely file these statements by the specified deadlines.

This letter serves as a written warning. The information in this matter will be retained and may be considered should an enforcement action become necessary based on newly discovered information or future conduct. Failure to comply with the provisions of the Act in the future will result in monetary penalties of up to \$5,000 for each violation.

A warning letter is an FPPC case resolution without administrative prosecution or fine. However, the warning letter resolution does not provide you with the opportunity for a probable cause hearing or hearing before an Administrative Law Judge or the Fair Political Practices Commission. If you wish to avail yourself of these proceedings by requesting that your case proceed with prosecution rather than a warning, please notify us within ten (10) days from the date of this letter. Upon this notification, the FPPC will rescind this warning letter and proceed with administrative prosecution of this case. If we do not receive such notification, this warning letter will be posted on the FPPC's website ten (10) days from the date of this letter.

You are obligated to continue filing campaign statements until you officially terminate your committee. Failure to do so is a violation of the Act. Please be advised that after every filing deadline, your local filing officer will refer all non-filers to the Enforcement Division. Any future failure to file your campaign statements will automatically be brought to our attention.

The FPPC publishes forms and manuals to facilitate compliance with the provisions of the Act. If you need forms or a manual, or guidance regarding your obligations, please call the FPPC's Technical Assistance Division at 1-866-275-3772. Please also visit our website at www.fppc.ca.gov.

Please feel free to contact Teri Rindahl at (916) 327-2018, with any questions you may have regarding this letter.

Sincerely,

REDACTED

Gary S. Winuk, Chief
Enforcement Division

GSW/tr